

#65909-3-104  
TIMOTHY J. SCHMAL, ESQ. #104874  
BURLEIGH E. SABIN, ESQ. #250185  
BURTON, SCHMAL & DiBENEDETTO, LLP  
133 Mission Street, Suite 102  
Santa Cruz, CA 95060  
Phone: (831)425-5023  
Facsimile: (831)427-3159

Attorneys for Defendants, CITY OF  
GILROY, POLICE CHIEF DENISE TURNER,  
CAPTAIN SCOT SMITHEE, OFFICER  
RODRIGUEZ, SERGEANT WES STANFORD,  
OFFICER JAQUEZ, OFFICER HEATH

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

ESTATE OF GURMIT SINGH, et	) Case No. C09-00740 JW
al.	)
	) STIPULATION AND [PROPOSED]
Plaintiffs,	) ORDER RE: DUE DATE FOR
	) DEFENDANTS' SUMMARY JUDGMENT
vs.	) REPLY PAPERS
	)
CITY OF GILROY, et al.,	) Hearing Date: 2/28/11
	) Hearing Time: 9:00 a.m.
Defendants.	) Courtroom: 8
	) Judge: Hon. James Ware
	)
	) Complaint Filed: 2/19/09
	) Trial Date: Not Yet Assigned
	)
	[JURY TRIAL DEMANDED]

The parties hereto, by and through their respective counsel,  
stipulate and agree that defendants' Reply to Plaintiffs'  
Opposition to Defendants' Motion for Summary Judgment, or in the  
alternative, Partial Summary Judgment, which is currently set for  
hearing on February 28, 2011, shall be due December 3, 2010. Per  
the parties' prior Stipulation and Order [signed by Judge Ware on  
September 15, 2010] in regards to Defendants' Motion for Summary  
Judgment, Plaintiffs' Opposition to Defendants' Motion for Summary

Judgment, or, in the alternative, Partial Summary Judgment, remains due on or before November 5, 2010.

Date: 10/21/10

/s/ KAREN LEIGH SNELL  
KAREN LEIGH SNELL  
Attorneys for Plaintiffs,  
ESTATE OF GURMIT SINGH, et al.

CASPER, MEADOWS, SCHWARTZ & COOK

Date: 10/21/10

/s/ ANDREW C. SCHWARTZ  
ANDREW C. SCHWARTZ  
Attorneys for Plaintiffs,  
ESTATE OF GURMIT SINGH, et al.

Date: 10/21/10

BURTON, SCHMAL & DiBENEDETTO, LLP

/s/ BURLEIGH E. SABIN  
BY: TIMOTHY J. SCHMAL  
BURLEIGH E. SABIN  
Attorneys for CITY OF GILROY, POLICE  
CHIEF DENISE TURNER, CAPTAIN SCOT  
SMITHEE, OFFICER RODRIGUEZ, SERGEANT  
WES STANFORD, OFFICER JAQUEZ,  
OFFICER HEATH.

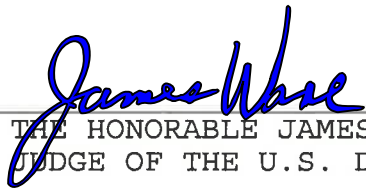
ORDER

Defendants' Reply to Plaintiffs' Opposition to Defendants' Motion for Summary Judgment, scheduled for hearing on February 28, 2011, shall now be due December 3, 2010.

IT IS SO ORDERED.

This is a final extension.

Date: October 25, 2010

  
THE HONORABLE JAMES WARE,  
JUDGE OF THE U.S. DISTRICT COURT.